

**BOARD OF OCCUPATIONAL THERAPY**

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**PRACTICE COMMITTEE MEETING MINUTES**

**Tuesday, October 19, 2010**

Committee Members Present

Linda Florey, Board Member  
Richard Bookwalter  
Mary Kay Gallagher  
Didi Olson  
Sharon Pavlovich

Board Staff Present

Heather Martin, Executive Officer

Committee Members Absent

Luella Grangaard  
Barbara Rodrigues

**A. Call to order, roll call, establishment of a quorum.**

At 1:05 pm, Board Member Linda Florey called the meeting called to order.

**B. Introductions of Committee members**

The Committee members introduced themselves.

**C. Review of Committee Member Roster**

The Committee members reviewed a roster containing their contact information and provided the information to Heather Martin; who will disseminate at the next meeting.

**D. Review and discussion of Practice Committee's Roles and Responsibilities and consideration of recommending changes to the Board.**

The committee members discussed the Roles and Responsibilities document previously adopted by the Practice Committee, August 2006. Due to the current composition of the Committee being so new, there were no recommended changes at this time. However, since the Committee may want to recommend modifications in the future, it was requested that the item be kept on the agenda as an on-going agenda item.

**E. Consideration of board-approved legislative proposal to amend definition of Occupational Therapy, contained in Business and Professions Code Section 2570.2(k), and recommendation to the Board of possible changes.**

The committee members were provided several items, including proposed amendments to Business and Professions Code Section 2570.2(k) that was approved by the Board at its July 2010 meeting, a memo from the American Occupational Therapy Association (AOTA) regarding a draft definition of occupational therapy practice for the AOTA Model Practice Act that it is currently under review, and AOTA's Occupational Therapy Research Agenda.

Ms. Florey expressed concern with amending Business and Professions Code Section 2570.2(k), as once legislation is proposed, it opens up the section for input by other healthcare practitioners. She also expressed concern with striking "individuals referred for occupational therapy services subsequent to diagnosis of disease or disorder..."

The committee members raised different concerns regarding the amendments that were approved by the Board.

Ms. Lora Woo provided the public comment that the Board's mission is to protect the public and that this language, as written doesn't appear to do so. She further commented that the "research" projects are provided oversight by a University's Institutional Research Board and the Accreditation Council for Occupational Therapy Education (ACOT) provides oversight of faculty of occupational therapy educational programs, thus the Board didn't need to provide an oversight role in these areas. Mr. Bookwalter commented that he didn't agree. He further expanded that if controlled research was performed in a clinic where he was the clinical supervisor, he would be responsible in the event of harm to any patient in that clinical trial. He posed the question that, if he wasn't licensed and there was patient harm, then who would be held accountable?

The committee continued the discussion regarding the legislative proposal, the Board's intent and the relevance of documents provided.

- Linda Florey moved to recommend that the Board table its legislative proposal to amend BPC 2570.2 to allow the Practice Committee more time to review the language and bring back a recommendation to the Board's March meeting.
- Didi Olson seconded the motion.
- The motion passed unanimously.

Recommend the Board to table legislative proposal amending BPC Section 2570.2 to allow the Practice Committee more time to review AOTA's draft "practice" definition and bring back recommendation to March Board meeting.

#### **J. Selection of 2011 meeting dates.**

The committee members selected the following dates for their upcoming meetings: January 27<sup>th</sup>, February 17<sup>th</sup>, and April 7<sup>th</sup>. Committee members agreed

to hold the next couple of meetings at Rancho Los Amigos National Rehabilitation Center.

In order to alleviate the cost/time constraints of meeting in person, Ms. Martin indicated she would look into holding meetings via teleconference or, if possible, via video-conference.

**F. Discussion of specialized occupational therapy skills acquired post entry-level (e.g., wound care, lymphedema treatment, assistive technology, etc.,) recognition of various certification organizations, and the Board's role in monitoring these areas.**

Ms. Martin gave an overview regarding why this issue was on the agenda. Mr. Bookwalter commented that, personally, he would like to see the advanced practice approval requirement be eliminated entirely. Ms. Florey agreed and that stated that she didn't want to see additional areas of practice added as requiring advanced practice approval.

- Richard Bookwalter moved to not monitor any additional practice areas nor recognize any certification organizations.
- Linda Florey seconded the motion.
- The motion passed unanimously.

**G. Discussion and consideration of amending Section 4161, California Code of Regulations, Continuing Competency.**

The committee discussed the language as presented and made several amendments.

- Linda Florey moved to accept the language as amended and recommend to the board that the language move forward in the process.
- Richard Bookwalter seconded the motion.
- The motion passed unanimously.

**H. Discussion of Section 4184, California Code of Regulations, Delegation of Tasks to Aides and Section 2570.2(a), Business and Professions Code, regarding responsibility for documentation.**

Due to time constraints, it was decided that this item would be discussed at the next meeting.

**I. Discussion and consideration of prohibition of teaching continuing education courses when a practitioner's license is on probation.**

Due to time constraints, it was decided that this item would be discussed at the next meeting.

**J. Public comment on items not on agenda.**

No additional public comment was provided.

**K. Adjournment**

The meeting adjourned at 3:40 pm.